

City of Detroit

CITY COUNCIL

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TO: The Honorable Detroit City Council

FROM: David Whitaker *DW*
Pamela Osborne *PO*

DATE: June 8, 2006

RE: **AMENDMENTS TO THE EXECUTIVE ORGANIZATION PLAN**

The Mayor submitted several amendments to the Executive Organization Plan (Plan) on April 12, 2006 for Your Honorable Body's review and consideration. The City Council Research and Analysis (RAD) has compared these proposed amendments with the requirements in the Detroit City Charter. As indicated in Section 7-102, hearings should be scheduled on the Plan.

The Plan must include six (staff) departments under Article Six:

1. Budget
2. Planning
3. Finance
4. Law
5. Human Resources
6. Environmental Affairs

The Plan must include either the (operating) department or function listed under Article Seven, which are:

1. Health and Sanitation
2. Arts
3. Building
4. Community and Economic Development
5. Consumer Affairs
6. Public Works
7. Fire
8. Historical

9. Human Rights
10. Police
11. Public Lighting
12. Recreation
13. Transportation
14. Water and Sewerage
15. Zoological Park

The Plan may not provide for more than 36 departments.

The Plan may not reassign or combine the functions of the six staff departments (First list of six departments above from Article Six.) Nor may the Plan reassign or combine the functions of the following departments:

1. Arts
2. Historical
3. Human Rights
4. Police
5. Water and Sewerage
6. Zoological

For all other operating departments, with the exception of the six listed above, the Plan can have any of the functions assigned to a staff department, reassign the functions of one (1) operating department to another operating department or combine operating departments.

Therefore, from a legal analysis, the following functions can be combined with other staff and/or operating departments:

1. Consumer Affairs Department Functions (Plan #1)
2. Senior Citizens Department Functions (Plan #2)
3. Targeted Business Development Function (Plan #3)
4. General Services Department (New) (Plan #4)
Note: the "facilities management function" is not listed under the Finance Department, so it is probably permitted to be transferred to the new General Services Department.)
5. Environmental Control Inspectors transfer to Environmental Affairs Department (Plan #5)
6. Amendments to Impacting Recreation Department (Plan #6)
7. Transfer of Citizen Radio Patrol from City Clerk to Mayor's Office (Plan # 7)
8. Formal Discontinuance of the Strategic Management Center (Plan #8)
9. 3-1-1 Call Center –Non-Departmental under other Office of the Mayor (Plan #9) (Note: 3-1-1 in a non-emergency "help line" service and is not listed as a Police function in the Charter, therefore it is permitted to be transferred.)

Per the Charter Section 7-102 Your Honorable Body has the authority to study, conduct hearings on the plan and may request the Mayor to make modifications in it. The City Council cannot change or modify the Plan, as proposed by the Mayor.

However, the City Council can disapprove the Plan by resolution by a required two-thirds ($2/3$) majority of City Council members serving (i.e. a minimum of six (6) votes are required to disapprove the Plan). If the Plan is disapproved, the current Plan remains in place. The Mayor may submit another Plan or resubmit the current Plan at a future date, in which case, the City Council can review, hold hearings and vote on the new proposed amendments.

If the City Council takes no action within sixty (60) business days from the submission of the proposed amended Plan, the amended Plan will become effective.